

TOWN BOARD MEETING
WEDNESDAY, AUGUST 3, 2005, 10:00 A. M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Meyers, Councilman Finnegan,
 Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti

OTHER OFFICIALS PRESENT: Comptroller Reis, Town Attorney Crotty, Police
 Lieutenant Faricellia, Highway Superintendent Kroll

1 On Agenda: Minutes

Motion by Councilwoman Mullarkey, seconded by Councilman Finnegan that the Town Board of the Town of New Windsor approve the Minutes of the Town Board Meeting, held July 6, 2005 as per the copies posted on the Town Clerk's bulletin board in the Town Hall and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

2 On Agenda: Motion - Authorization To Advertise For Sealed Bids For One 2005 Truck Chassis Single Axle With 65 Foot Truck Mounted Tree Trimming Lift And Truck Mounted Chip Box And All Specified Equipment

Motion by Councilwoman Weyant, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Town Clerk to advertise pursuant to law, calling for sealed bids for one (1) 2005 Truck Chassis single axle with 65 foot truck mounted tree trimming lift and truck mounted chip box and all specified equipment. Bids shall be received and publicly opened on August 18, 2005 at 10:00 A.M. (local time) at the office of the Town of New Windsor Town Clerk, 555 Union Avenue, New Windsor, New York. The Town Board of the Town of New Windsor reserves the right to reject any or all bids.

Roll Call: All Ayes

Motion Carried: 5-0

WATER DEPARTMENT

SANITATION DEPARTMENT

3 On Agenda: Motion - Authorization To Advertise Public Hearing - 2006 Sewer Assessment Roll

Motion by Councilman Finnegan, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Town Clerk to advertise pursuant to law, calling for a Public Hearing to be held on the 7th day of September, 2005 at 7:00 P.M. in the Town Hall, 555 Union Avenue, New Windsor, New York, to hear all persons of the Town of New Windsor in all Sewer Districts interested in the Sewer Assessment Roll for the year 2006.

Roll Call: All Ayes

Motion Carried: 5-0

GENERAL

4 On Agenda: Receive And File Irrevocable Letter Of Credit - Coach House Court

TOWN BOARD MEETING
WEDNESDAY, AUGUST 3, 2005
10:00 A. M.

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk an Irrevocable Letter of Credit issued by Union State Bank dated June 6, 2005 reducing the amount from \$571,150 to \$265,547 for the account of Garfield Developers Inc. with regard to Coach House Court.

**# 5 On Agenda: Receive And File Irrevocable Letter Of Credit -
 Toleman Estates**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk an Irrevocable Letter of Credit issued by Union State Bank dated July 12, 2002 reducing the amount from \$63,097.50 to \$37,637.50 for the account of Highland Operating Ltd. with regard to Toleman Estates.

**# 6 On Agenda: Receive And File Access And Utility Agreement -
 Cherry Valley Builders To Town Of New Windsor**

Hearing no objection, the Town Board of the Town of New Windsor receive and file an Access and Utility Agreement for Stella Way from Cherry Valley Builders to the Town of New Windsor dated December 10, 2004, recorded in the Orange County Clerk's Office on March 31, 2005 in Book 11795, Page 1153.

**# 7 On Agenda: Receive and File Petition to Establish Sewer District 16,
 Extension #1 - Briarwood Subdivision**

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Petition dated September 12, 2003 for establishing Sewer District 16, Extension No. 1 together with an engineering report dated August 2003, last revised November 1, 2003, regarding Briarwood Subdivision pursuant to New York State Law, and forward the Petition to the Attorney for the Town for further proceedings.

**# 8 On Agenda: Motion - Authorization to Advertise for Public Hearing -
 Sewer District 16, Extension #1 - Briarwood Subdivision**

Motion by Councilwoman Biasotti, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor direct the Town Clerk to advertise a public hearing to be held on September 7, 2005 at 7 PM in the Town Hall, 555 Union Avenue, New Windsor, New York to consider the establishment of a proposed Sewer District 16, Extension #1 and further order such other action as may be required by law including posting, publications, and mailings.

Roll Call: All Ayes

Motion Carried: 5-0

**# 9 On Agenda: Motion - Appoint Police Officers - Gallagher, Cronk
 And Eisenberg**

Motion by Councilwoman Mullarkey, seconded by Councilman Finnegan that the Town Board of the Town of New Windsor appoint Seamus P. Gallagher, Paul M. Cronk and Jonah Eisenberg as Police Officers in the Town of New Windsor Police Department effective August 12, 2005.

Roll Call: All Ayes

Motion Carried: 5-0

**# 10 On Agenda: Motion - Supporting Civil Confinement To Protect
 Women And Children From Sex Offenders**

Motion by Councilwoman Weyant, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt a resolution:

WHEREAS, legislation has been introduced in New York State Assembly that would provide for civil confinement of the most dangerous sex offenders

TOWN BOARD MEETING
WEDNESDAY, AUGUST 3, 2005
10:00 A. M.

and strengthen and expand the scope of Megan's Law to provide additional safeguards to shield New York women and children from sexual violence, and

WHEREAS, civil confinement legislation will authorize judges, after a unanimous jury verdict, to order a sexually violent predator to be confined in a secure mental facility upon completion of a prison sentence upon a determination that the defendant has serious difficulty controlling violent behavior, and

WHEREAS, convicted sex offenders would be prohibited from living within 1,000 feet of a school or school grounds, and a GPS tracking system would be implemented to monitor the actions and whereabouts of the most dangerous sex offenders, and

WHEREAS, law enforcement would be required to release information on Level 2 and Level 3 sex offenders, and the Division of Criminal Justice Services' website would be expanded to include information on all registered sex offenders, and lifetime registration of all sex offenders on the New York State Sex Offender Registry should be required.

THEREFORE, BE IT RESOLVED THAT this body lends its support to the implementation of each of the above measures, and be it further

RESOLVED, that this Town Board does hereby urge the New York State Legislature to pass these measures, and New York State Governor George Pataki to sign these bills into law when passes, and be it further

RESOLVED, that the Town Clerk be directed to send certified copies of this resolution to New York Assembly Speaker Sheldon Silver, New York State Senate Majority Leader Joseph Bruno, the regional delegation of the New York State Legislature and New York State Governor George Pataki.

Roll Call: All Ayes

Motion Carried: 5-0

11 On Agenda: Motion - Authorization To Engage Firm Of Stuart Turner And Associates Planning And Development Consultants

Motion by Councilman Finnegan, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the engagement of Stuart Turner & Associates Planning and Development Consultants, to work with the Building Inspector, Planning Board Engineer and Town Attorney with respect to a proposed rezoning of certain lands at Stewart International Airport at a cost not to exceed \$9,000.00, said monies having been received by the Town via a grant from the Empire State Development Corporation in that amount on December 3, 2001.

Roll Call: All Ayes

Motion Carried: 5-0

#12 On Agenda: Motion - Award Bid - San Giacomo Park Tennis Court Rehabilitation Project

Motion by Councilwoman Biasotti, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor award the bid of \$157,759.50 for the San Giacomo Park Tennis Court Rehabilitation Project to Poley Paving Corp., P.O. Box 916, 42 Frankie Lane, Liberty, New York 12754, as per the recommendation of McGoey, Hauser and Edsall Consulting Engineers, P.C. under the date of July 20, 2005.

Roll Call: All Ayes

Motion Carried: 5-0

#13 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

TOWN BOARD MEETING
 WEDNESDAY, AUGUST 3, 2005
 10:00 A. M.

Building Department	Month of June	2005
Fire Prevention	Month of June	2005
Police Department	Month of June	2005
Recreation Department	Month of June	2005
Tax Receiver (water, sewer, garbage)	Month of June	2005
Recreation Department	Month of July	2005
Town Justice Suttlehan	Month of July	2005
Town Clerk	Month of July	2005

#14 On Agenda: Public Forum

Supervisor Meyers, hearing no one wishing to speak, entertained a motion to close the Public Forum.

Motion by Councilwoman Weyant, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 5-0

#15 On Agenda: Adjourn

Motion by Councilwoman Mullarkey, seconded by Councilman Finnegan that the Town Board of the Town of New Windsor adjourn the Town Board Meeting at 10:13 a. m.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
 TOWN CLERK

/clc